

Serial No. 10/635,813

Amdt. Dated 6/22/05

First Response in Appln, Reply to Office Action of 3/22/2005

Page 7 of 8

REMARKS

Upon entry of the foregoing amendments, Claims 1-3, 6-8, and 11-13 are pending in this application. The Examiner objected to the specification, the drawings, and Claim 4, rejected Claims 4, 5, 9, 10, 14, and 15 under 35 U.S.C. 102(b), and allowed Claims 1-3, 6-8, and 11-13. In the foregoing amendment, Claims 1-3, 6-8, and 11-13 have been amended and Claims 4, 5, 9, 10, 14, and 15 have been cancelled. No fees are believed due; however, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account 11-0855.

Objections to the Specification

The Examiner objected to the specification as failing to provide proper antecedent basis for the claimed subject matter. In particular, the Examiner asserted that "a counter configured to count the number of products that have transmitted the measured values" in Claims 3, 8, and 13, is not described in the specification. Applicant amended Claims 1, 3, and 13 to clarify that the average computation unit determines the number of products. Support for this aspect of the average computation unit can be found for example on page 11, lines 5 to 15 of the specification, which describes the computation of an average. Accordingly, the objection to the specification should be withdrawn.

Objections to the Drawings

The Examiner objected to the drawings for not showing every feature of the invention specified in the claims. In particular, the Examiner asserted that the counter in Claim 3 must be shown or the feature be cancelled from the claim. Applicant amended Claim 3 to delete the counter. Thus, the objection to the drawings should now be withdrawn.

Claim Objections

The Examiner objected to Claim 4 for some informalities. This objection is moot upon cancellation of Claim 4.

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First Response in Appln, Reply to Office Action of 3/22/2005

Page 8 of 8

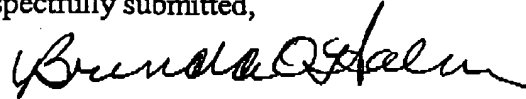
Claim Rejections – 35 USC §102

The Examiner rejected Claims 4, 5, 9, 10, 14, and 15 as anticipated by JP 2001-028406. This rejection is now moot upon cancellation of Claims 4, 5, 9, 10, 14, and 15.

CONCLUSION

The foregoing is submitted as a complete response to the Office Action identified above. This application should now be in condition for allowance, and the Applicants solicit a notice to that effect. If there are any issues that can be addressed via telephone, the Examiner is asked to contact the undersigned at 404.685.6799.

Respectfully submitted,



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